

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

July 13, 1998

DIVISION TWO

B111425 People (Not for Publication)
v.
Morris

The judgment is reversed.

Boren, P.J.

We concur: Fukuto, J.
 Nott, J.

B111478 People (Not for Publication)
v.
Markius S.

The Court:

The judgment is affirmed.

Boren, P.J., Nott, J., Zebrowski, J.

B110785 People (Not for Publication)
v.
South Bak Brokers, Inc.

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
Zebrowski, J.

July 13, 1998-Continued

DIVISION TWO (Continued)

B112236 People (Not for Publication)

V.
Grijalva

The judgment is affirmed.

Boren, P.J.

We concur: Fukuto, J.
 Nott, J.

B112908 Stephenson (Not for Publication)

V.
Babineau et al.

The judgment is affirmed.

Boren, P.J.

We concur: Fukuto, J.
 Nott, J.

B115566 Antonino (Not for Publication)

V.
Mendoza

The judgment is reversed. Respondent to bear costs on appeal.

Boren, P.J.

We concur: Fukuto, J.
 Nott, J.

July 13, 1998-Continued

DIVISION TWO (Continued)

B117426 People (Not for Publication)

V.

Jessy S.

The Court:

The judgment is affirmed.

Boren, P.J., Fukuto, J., Zebrowski, J.

B117455 People (Not for Publication)

V.

Calloway, Jr.

The Court:

The judgment is affirmed.

Boren, P.J., Fukuto, J., Nott, J.

B110037 People (Not for Publication)

V.

Diaz

The judgment is affirmed.

Boren, P.J.

We concur: Fukuto, J.

Zebrowski, J.

B114842 People (Not for Publication)

V.

Daniels

The Court:

The judgment is affirmed.

Boren, P.J., Fukuto, J., Nott, J.

July 13, 1998-Continued

DIVISION THREE

B109866 People (Not for Publication)
v.
Fujimoto

The judgment is affirmed.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

B108076 People (Not for Publication)
v.
Evans

The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.
Goodman, J. (Assigned)

B106342 Jellic (Not for Publication)
v.
State Compensation Insurance Fund, et al.

The judgments of dismissal are affirmed. Costs on appeal awarded to defendants State Compensation Insurance Fund, Paul Bishop, John Brasch, M.D., and John F. Brasch, M.D., Inc.

Kitching, J.

We concur: Klein, P.J.
Aldrich, J.

DIVISION FOUR

[illegible]

The judgment is affirmed.

Epstein, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

DIVISION FIVE

Court convened at 9:00 A.M.

Present: Grignon, Acting P.J., Armstrong, J., Godoy Perez, J., and J. Belcher, Deputy Clerk.

Each of the following:

B116205 People v. Martin Niblett
B116180 People v. Martin Niblett
B113984 People v. Miguel Sanchez
B114732 People v. Raymond Spruell
B114294 People v. Alfred Lawrence
B117411 People v. Terrence F.
B114563 Nemecek & Cole v. Bodnar

Argument waived, cause submitted.

B115211 Jerry Berk
v.
County of Los Angeles

Merits:
Argued by Charles L. Lindner for appellant and by Frederick R. Bennett, deputy county counsel, for respondent. Cause submitted.

DIVISION FIVE (Continued)

B110715 John H. McLaughlin

v.

George Patton

Merits:

Argued by David E. Kenney for appellant and by Daniel A. Bergman for respondent. Cause submitted.

B104980 Patrick Green

v.

City of Los Angeles

Merits:

Argued by Patricia Kinaga for appellant and by Marc Coleman for respondent. Cause submitted.

Court recessed at 10:35 a.m.

The Court reconvened at 11:00 a.m.

Present: Turner, P.J., Grignon, J., Godoy Perez, J., and J. Belcher, Deputy Clerk.

Each of the following:

B118866 People v. Mack Johnson

B117079 People v. Jermaine B.

B117681 People v. Michael D.

B113822 People v. Davery H.

B122038 Carol G. v. S.C.L.A.

B121403 DCFS v. Kavis K., Sr.

B118358 DCFS v. Isais V.

B116291 People v. Ronald Plump

Argument waived, cause submitted.

DIVISION FIVE (Continued)

B117755 In re Jennifer U. et al.
 D.C.F.S.
 v.
 Wayne U.

Appearances:

John L. Dodd for Objector and Appellant and by Sterling Honea for
Petitioner and Respondent. Argument waived, cause submitted.

B113247 The People
 v.
 Resham Singh

Merits:

Argued by Harold Greenberg for appellant and by Christina Russotto,
deputy attorney general for respondent. Cause submitted.

B114683 The People
 v.
 Gabriel Gardea

Merits:

Argued by Ava R. Stralla for appellant and by Theresa A. Cochrane, deputy
attorney general for respondent. Cause submitted.

Court recessed at 11:20 a.m.

The Court reconvened at 1:00 p.m.

Present: Turner, P.J., Grignon, J., Godoy Perez, J., and J. Belcher, Deputy Clerk.

Each of the following:

B114360 Algie v. National Fire & Marine Ins. Co.
B120244 People v. Jose Santibanez
B117987 People v. Ventura Martinez

Argument waived, cause submitted.

DIVISION FIVE (Continued)

B115968 Darryl Funderburk
 v.
 Robert F. Kennedy Medical Center

Appearances:
Stephen J. Kelley for respondent and by Laurie De Young for respondent.
Appellant waived oral argument.

B112209 Fannie Totty
 v.
 Darlene O. Harper

Merits:
Argued by Patricia A. Davenport for appellant and by Fannie Totty
respondent in propria persona. Cause submitted.

B115371 Daniel Powers
 v.
 Roy S. Glickman
 Dickson, Carlson & Campillo

Merits:
Argued by Brennan Lynch for appellant and by David B. Owen for
respondent. Cause submitted.

B113013 City of Los Angeles
 v.
 American Motorist Insurance Co. et al.

Merits:
Argued by Valentin Dinu for appellant and by James R. Evans, Jr. for
respondent. Cause submitted.

Court adjourned at 1:45 p.m.

July 13, 1998-Continued

DIVISION FIVE (Continued)

B112166 Kern F. Osterstock
v.
Farmers and Merchants Bank of Long Beach

Filed order denying petition for rehearing.

B111680 People
v.
Marvin Gordon

Filed order modifying opinion. Petition for rehearing is denied. (Change in judgment.)

B113010 Warren F. Kaufman
v.
Maurice E. Franklin

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment.)

DIVISION SIX

B118471 People (Not for Publication)
v.
Zavala

The judgments are affirmed.

Yegan, J.

We concur: Stone, P.J.
 Gilbert, J.

July 13, 1998-Continued

DIVISION SIX (Continued)

[illegible]

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, Acting P.J.
 Coffee, J.

B112778 Kapner, Wolfberg & Associates (Not for Publication)
v.
Mercy Health Services

The judgment is affirmed. Saint Mary's is entitled to its costs on appeal.

Stone, P.J.

We concur: Yegan, J.
Coffee, J.

B116667 People (Not for Publication)
v.
Buntyn

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, Acting P.J.
 Coffee, J.

July 13, 1998-Continued

DIVISION SIX (Continued)

B115171 Bulgin (Not for Publication)

v.
Veterinary Medical Board

The judgment of the trial court is reversed. The parties shall bear their own costs.

Stone, P.J.

We concur: Gilbert, J.
 Coffee, J.

B112343 People (Not for Publication)

v.
Green

The judgment is affirmed.

Stone, P.J.

We concur: Yegan, J.
 Coffee, J.

DIVISION SEVEN

B113209 People (Not for Publication)

v.
Shawn Robert Ruiz

The judgment is affirmed.

Neal, J.

We concur: Johnson, J.
 Woods, J.

July 13, 1998-Continued

DIVISION SEVEN (Continued)

B115785 People (Not for Publication)

V.

Kim Boyce

The judgment is affirmed.

Lillie, P.J.

We concur: Woods, J.

Neal, J.

B106156 People (Not for Publication)

V.

Bradley Charles Thomas

The judgment is affirmed.

Lillie, P.J.

We concur: Johnson, J.

Neal, J.

B114188 George T. Marshall (Not for Publication)

V.

Gibson, Dunn & Crutcher et al.

The judgment is reversed, and on remand the trial court is directed to enter an order denying the defendants' motion for summary judgment.

Appellant is entitled to costs on appeal.

Lillie, P.J.

We concur: Woods, J.

Neal, J.

DIVISION SEVEN (Continued)

B106278 Drew Fenton et al. (Not for Publication)

v.

Centinela Hospital Medical Center et al.

The judgment is reversed as to the first, second, third, and fourth causes of action, and affirmed as to the fifth and sixth causes of action. The sanctions order filed September 3, 1996 and the sanctions order filed December 9, 1996 are reversed. Respondents' motions for sanctions are denied. Appellants shall recover their costs on appeal.

Johnson, J.

We concur: Lillie, P.J.

 Woods, J.

B112501 Raymond Bruce Belton (Certified for Publication)

v.

Bowers Ambulance Service

The judgment is reversed and remanded. Appellant shall recover his costs on appeal.

Neal J.

We concur: Lillie, P.J.

 Johnson, J.